

<p style="text-align: center;">KENTUCKY CORRECTIONS Policies and Procedures</p>	<p>Policy Number</p> <p style="text-align: center;">27-07-01</p> <p>Date Filed</p> <p style="text-align: center;">January 12, 2005</p>	<p>Total Pages</p> <p style="text-align: center;">2</p> <p>Effective Date</p> <p style="text-align: center;">May 26, 2005</p>
<p>Authority/References</p> <p>KRS 439.430, 439.480(8), 439.510 CPP 9.18 P&P ACA Standard 3-3107, 3-3169</p>	<p>Subject</p> <p style="text-align: center;">COOPERATION WITH LAW ENFORCEMENT AGENCIES</p>	

I. DEFINITIONS

“Informant” means an offender that gathers or supplies special information regarding ongoing criminal activity to authorities. Such information may or may not be in exchange for compensation, leniency, or other special considerations.

“Law enforcement agencies” means any city, county, state or federal law enforcement agency.

II. POLICY and PROCEDURES

A. Law Enforcement Cooperation

An officer may assist law enforcement agencies in an effort to apprehend any offender known to be or suspected to be involved in criminal activity. (3-3169) The officer shall establish and maintain effective communications with law enforcement agencies for the exchange of information relative to the offender's activities. When law enforcement agencies are attempting to detect and apprehend an offender suspected of involvement in a new crime, the officer shall furnish photographs, descriptions, addresses and other information requested. Any information the officer has that may help to prove or disprove the offender's suspected involvement shall be shared with the law enforcement agency. The officer shall maintain custody of the case folder, verbally providing the information requested. The officer shall give a photograph to the enforcement agent, upon request (3-3107, 3-3169).

B. Use of Informants

1. An offender on supervision shall generally be discouraged from acting as an informant for law enforcement agencies. An offender may be used as an informant if it has been approved by the appropriate authority.
 - a. The sentencing judge may authorize use of a probationer as an informant. Once approved by the court, law enforcement must

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notify the probation officer of their intent to use the offender as an informant. The probation officer will then verify approval from the court and contact the District Supervisor or designee to advise them of the situation.

- b. A law enforcement agency requesting the use of a parolee as a confidential informant shall make the written request through the District Supervisor or designee to the Deputy Commissioner of Community Services for approval. The request shall include specific conditions under which the offender shall be used and the time period for which he shall be used. The law enforcement agency should be informed that the normal approval process shall be completed within five (5) working days. However, on occasion, when time is of the essence, the Deputy Commissioner of Community Services shall verbally grant approval for the use of the informant. In such instances, the Deputy Commissioner of Community Services shall advise the District Supervisor or designee by telephone.
 - c. The Deputy Commissioner of Community Services or designee shall respond in writing within five (5) working days after the decision has been made.
2. The Department of Corrections does not recognize informal agreements between an offender and law enforcement agencies when the above procedures are not followed in their entirety.
 3. If the officer obtains knowledge that an offender has been, is, or may be acting as an informant for law enforcement officials without prior approval through Probation and Parole, a confidential memorandum shall immediately be submitted advising the releasing authority of the information received.

In a probation case, a copy of the confidential memorandum shall be forwarded to the District Supervisor or designee for review.

In a parole case, the confidential memorandum shall be sent through the District Supervisor or designee to the Parole Board.